



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MERRILL STEINBERG, Individually, and On  
Behalf of All Others Similarly Situated,

Plaintiff,

07 Civ. 9615 (RPP)

v.

**ORDER**

ERICSSON LM TELEPHONE CO., CARL-  
HENRIK SVANBERG and KARL-HENRIK  
SUNDSTROM,

Defendants.  
-----X

**ROBERT P. PATTERSON, JR., U.S.D.J.**

The Motion of Ericsson Institutional Investor Group to Strike the Reply Brief of Jacques Furher for late filing (Doc. #18) is denied on the grounds that movants failed to show any prejudice caused by the late filing of that brief. See, Minitti v. Speiser, Krause, Nolan & Granito, P.C., No. 04 Civ. 7976 (DC), 2006 WL3740847, at \*11 (S.D.N.Y. Dec. 19, 2006). Movants had sufficient time to respond since oral argument on the motion for appointment as lead counsel (Doc. #7) was held on February 15, 2008.

IT IS SO ORDERED.

Dated: New York, New York  
Nunc Pro Tunc February 19, 2008

  
Robert P. Patterson, Jr.  
U.S.D.J.

**Copies of this order sent to:**

*Counsel for Ericsson Institutional Investor Group*

Labaton Sucharow, LLP  
Attn: Christopher J. Keller  
140 Broadway  
New York, NY 10005  
Tel: (212) 907-0853  
Fax: (212) 883-7053

*Counsel for Jacques Fuhrer*

Murray, Frank & Sailer, LLP  
Attn: Brian Philip Murray  
275 Madison Avenue, Ste. 801  
New York, NY 10016  
Tel: 212-682-1818  
Fax: 212-682-1892